Department of L & Sts

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STATION Baltimore

Pass NO. 1689

1689

Dated 4.6.19

DESTROYED
1 JUN 1922

J.G.

Pass 77

Khan Bahadur J. Hussain, Bar-at-law,

Collector of South Kanara.

The Secretary to the Board,

Land Revenue & Settlement,

M a d r a s.

Sir,

Assessment - Ground rent - (South Kanara) -Mangalore Municipality - Special rates - Excess over agricultural assessment - Credit to Municipal Council - Report submitted.

B.P. Misc. No. 132 dated 15-1-1932.

With reference to para 3 of the Board's Proceedings read above, the difference over the assumed agricultural assessment in respect of special rate lands assessed at Rs.12/- per acre, which was not credited to the Municipality amounts to Rs. 14936-13-0 from 1923 to 1931 as shown in statement A enclosed.

8-1922 published at page 842 of the Fort St. George Gazette, Part I) dated 29-8-1922 without, however, taking into consideration the aspect of the case as now contemplated by the Board. The amount so credited has been shown in statement B and comes to Rs. 31589-15-0. According to the view now held by the Board the Municipality was not entitled to all this amount and in fact some portion of this amount is Government share to the extent to which it represents the value of the occupancy right. The Municipality should therefore be deemed to have been credited with some amount in excess.

No.	and name of village.	Amount of assessment at the special rate of Rs.12/- per acre from 1923 to 1931.	Agricultural assessment at Rs.6-4-0 per acre (1923 to 1931).	Difference between the special rate and agricultural assessment. (1923 to 1931).	Remarks.
84A.	Kankanady				
85A.	Jeppinamoga				
87A.	Kadri				
86.	Attavar	298-11- 0	155- 4- 0	143- 7- 0	
89A.	Kodialbail	2512-11- 0	1315-11- 0	1197- 0- 0	
90A.	Bolur	87- 3- 0	50- 1- 0	37- 2- 0	
91.	Casba Bazaar	28130- 4- 0	14571- 0- 0	3559- 4- 0	
92.	Mangalore Tota	..	..		
		31028-13- 0	16092- 0- 0	14936-13- 0	

Statement showing the amount of ground rent collected in respect of post Settlement assignments and the amount made over to Mangalore Municipality.

Year.	Amount of ground rent collected.	Agricultural assessment at Rs.6-4-0 per acre.	Balance transferred to Mangalore Municipality.	Remarks.
1923	2081- 0- 0	298- 6- 0	1782-10- 0	mount transferred on 20-7-1923 as per Collector's order L.Dis.No.1076-23-V2, ated 27-3-1923.
1924	2220- 8- 0	307- 0- 0	1913- 8- 0	mount transferred as per Collector's ord Pdl.190-24-A5, dated 5-7-1924.
1925	2172- 2- 0	288- 5- 0	1883-13- 0	Do. Do. Pdl.155-25-A5, dated 5-7-1925.
1926	4382- 8- 0	591- 8- 0	3991- 0- 0	Do. Do. as per ground rent stat ment, 10-7-192
1927	4592- 0- 0	404- 4- 0	4187-12- 0	Do. Do. 16-7-1927.
1928	4812- 5- 0	417-13- 0	4394- 8- 0	Do. Do. 11-7-1928.
1929	4996- 8- 0	457- 1- 0	4539- 7- 0	Do. Do. 22-7-1929.
1930	4883- 1- 0	452- 9- 0	4430- 8- 0	Do. Do. 10-7-1930.
1931	4932- 8- 0	465-11- 0	4466-13- 0	Do. Do. 14-7-1931.
Total:	35072- 8- 0	3482- 9- 0	31589-15- 0	

Assessment Taxes

(S. Kanara) - Mangalore municipality Special rate Excess over agricultural assessment - credit to municipal Council - Collr's letter.

Records.

B 2577/32 - 66 ids of

Q/A

Res (mis) 1689 of 4.6.32

Recorded.

2/ Proposals as directed in para 1 of BC 132 mis of 15.12 should be submitted

S-A. S-O.

3/ The Board ~~also~~ consider it unnecessary to pursue the question raised in para 2 of BC 132 mis of 15.12 and answered in para 2 of the Collr's letter read

4.6.32

10/6/32

14/6

26/6/32

16/6

To HS.

Pl. see para 2 of 100 mrs 132 § 15-7-932. The Collr. reports that the amount involved is Rs 14936-13-0.

2/ With reference to para 2 of the Collr. reports that subsequent to the Settlement ground rents have been levied on lands assigned in accordance with the old Bss 21 para 12 at rates ranging from Rs 12-8-0 to Rs 300/- per acre and that in all these cases the full difference between these rates and the assumed agricultural assessment of Rs 5/- has been credited to the municipality without taking into consideration the aspect of the case as now contemplated by the Board. Accdg

Board, the Municipality was not entitled to all this amount. As some difference in respect of Govt. rate lands is due to the Municipality and some amount in excess has already been credited to the Municipality, the Collr suggests that matters may be left as they are until Resettlt when the revision of ground rents will take place.

It is presumed that the practice of crediting the full differ between the assumed agricultural assessment and the ground rent levied under the old Bso 21/12 is not special to the Mangalore Municipality only. The Govt. Commun of 1922 does not distinguish between ground rents levied at the Settlemt and ground rents levied under the old Bso 21, para 12. It lays down that ground rents levied in excess of Rs 6/4 should be credited to the Municipality. If the Board desires to take up the question of portion of the disallowing some amount now paid

that it represent the value of the occupancy right, the other courts may be consulted as to

and as to the data by which the amount to be disallowed should be determined

For orders :

Sgd 16.5.52 By suggesting that the matter may be over hill & dale. The Collr contemplates the question should be raised & discussed by the S.A.I.S.A proposal for the revision of the G.R. The question is presumably not peculiar to S. Kanara there may be other districts where such cases exist. The notification at (V) does not contemplate that any portion of the difference between the ground rent and the agricultural assessment should be retained by Govt. & it is meet certain that in all districts the full difference would have been handed over to Mfgr Councils & perhaps moneys to persons

and a ~~it~~ the S.H.S.O. to ~~an~~ ensure ~~matter~~ matter further, especially in view of the fact that it is obviously the intention of Govt. that there full difference between the assessed agricultural assessment & the land rents ~~r~~ rent will be handed over to ~~the Applicant~~ the applicant. Yours ~~sd~~ ~~sd~~ ~~sd~~

[illegible] the
[illegible] the
[illegible] and
[illegible] and
[illegible] to the [illegible]
to the [illegible] municipality,
that ___ Director of (v)
does not [illegible] that any
portion of the difference between
the ground rent fixed under the
old R.S.O. 1970 c. 32 and the
assessed agricultural assessment
shall be added to the land
and that in the case of
municipalities

letter at pp 2 1. of (P)

~~[illegible]~~ a refund

of the amount need not be mad

until the rates are revised. Af

re-settlement has also an order

u/s para 3 of [illegible] rule 8

the collector letter may be recorded

of 12/4/12